THE HONOURABLE SRI JUSTICE V.ESWARAIAH

WRIT PETITION No :8340 of 2007

DATED:20-04-2007

A.Madhavi

.....
PETITIONER

AND

Muppaneni Chowdari Rao & 2 others.

.....RESPONDENTS

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ORDER:

Heard learned counsel appearing for the petitioner as well as the learned Government Pleader for Home appearing for the respondents.

2. Petitioner seeks a writ of mandamus declaring the action of the respondents 2 and 3 in threatening the petitioner in respect of a civil Suit O.S.No.3492 of 2006 on the file of the Principal Junior Civil Judge, Rangareddy District in respect of Plot No.56, in Sy.No.78/A, admeasuring
200.00 sq.yards or 167.2 sq.mts situated in Hafeezpet village, Serilingampally mandal, Municipality, Rangareddy District, as illegal and arbitrary.

3. It is the case of the petitioner that she is the absolute owner and peaceful possessor of plot No.56, in Sy.No.78/A, admeasuring 200 sq.yards or 167.2 sq.mts situated in Hafeezpet village, Serilingampally mandal, municipality, Rangareddy District, having purchased the same under a registered transfer deed, dated 12-10-2006, in Document No.20587 in the office of the District Registrar, Rangareddy District. As the 1st respondent is illegally interfering with the peaceful possession and enjoyment of the same petitioner filed O.S.No.3492 of 2006 seeking permanent

injunction and the same is still pending. It appears that injunction has been granted. It is stated that with regard to the civil dispute the respondents 2 and 3-police authorities are interfering with the peaceful possession and enjoyment of the petitioner.

4. If any such illegal interference is there, without making any representation before the Superintendent of Police, I am of the opinion that no writ of mandamus can be issued as prayed for.

5. Accordingly, the Writ Petition is dismissed with a liberty to the petitioner to make appropriate representation before the Superintendent of Police about the alleged illegal action of the respondents 2 and 3. No costs.

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V.ESWARAIAH,J

20th February, 2007.
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